



1003 Rec'd PCT/PTO 1 5 SEP 2005

PATENT  
Customer No. 22,852  
Attorney Docket No. 08358.0005-00000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
STEFFEN GOLETZ, et al.	)	Group Art Unit: Not Yet Assigned
Application No.: 10/522,087	)	Examiner: Not Yet Assigned
Filed: January 21, 2005	)	
For: METHOD FOR THE	)	Confirmation No.: 7596
PRODUCTION OF AN	)	
IMMUNOSTIMULATING MUCIN	)	
(MUC1)	)	

**Mail Stop Missing Parts**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO NOTIFICATION**  
**OF DEFECTIVE RESPONSE**

The Notification of Defective Response dated August 25, 2005, directs Applicants to provide a Substitute Sequence Listing in paper and computable readable form, a Statement to Support Filing and Submission of the Sequence Listing and an Amendment directing entry of the Substitute Sequence Listing into the specification.

The following items were filed by Applicants on August 23, 2005: a supplemental response to Notice to File Missing Parts (requesting amendment of the application to replace original sequence listing with substitute sequence listing), a substitute Sequence Listing in paper and electronic form, a Statement to Support Filing and Submission in Accordance with 37 C.F.R. §§1.821. A copy of the stamped postcard

and receipt is enclosed. Applicants submit that these items complete Applicants' response to the Notice to File Missing Parts.

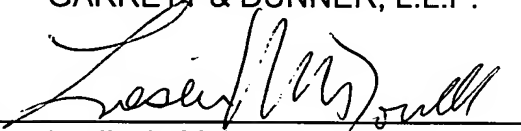
Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: September 14, 2005

By:

  
Leslie A. McDonell  
Reg. No. 34,872



LAM

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**PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:**

In Re Application of: Steffen Goletz, et al.

Application No.: 10/522,087

Filed: January 21, 2005

Group Art Unit: Not Yet Assigned

Examiner: Not Yet Assigned

Confirmation: 7596

For: METHOD FOR THE PRODUCTION OF AN IMMUNOSTIMULATING MUCIN (MUC1)

1. Petition for Extension of Time (1 page);
2. Supplemental Response to Missing Requirements Under 35 U.S.C. 371 (2 pages);
3. Statement Pursuant to 37 C.F.R. § 1.821(f);
4. Sequence Listing (paper copy) (2 pages);
5. Computer Readable Disk of Sequence Listing;
6. Copy of the Notice of Missing Requirements (3 pages); and
7. Check in the amount of \$450 (EOT-2).



Dated August 23, 2005

Docket No.: 08358-0005.00000

LAM/rv - Mail Drop Cambridge

DUE DATE: 09/05/05 (EOT-2)

DHT  
np1  
8/23/05

8-23-05

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/522,087	Steffen Goletz	08358.0005

INTERNATIONAL APPLICATION NO.	
PCT/EP03/08014	
I.A. FILING DATE	PRIORITY DATE
01/29/2004	07/22/2002

Finnegan Henderson Farabow  
 Garrett & Dunner  
 901 New York Avenue NW  
 Washington, DC 20001-4413

CONFIRMATION NO. 7596  
 371 FORMALITIES LETTER  
 \*OC000000016866707\*  
 \*OC000000016866707\*

Date Mailed: 08/25/2005

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Priority Document
- Copy of the International Application filed on 01/21/2005
- English Translation of the IA filed on 07/26/2005
- Copy of the International Search Report filed on 01/21/2005
- Information Disclosure Statements filed on 01/21/2005
- Oath or Declaration filed on 07/26/2005
- Biochemical Sequence Listing filed on 07/26/2005
- Request for Immediate Examination filed on 01/21/2005
- U.S. Basic National Fees filed on 01/21/2005
- Priority Documents filed on 01/21/2005
- Power of Attorney filed on 07/26/2005

RECEIVED  
 AUG 29 2005  
 FINNEGAN, HENDERSON, FARABOW,  
 GARRETT & DUNNER, LLP

Applicant's response filed 07/26/2005 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 05/05/2005 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 CFR 1.821(c) Applicant must provide an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment specifically directing its entry into the application and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- The paper or compact disc copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 CFR 1.821(e). Applicant must provide a substitute paper or compact disc copy of the "Sequence Listing", as well as an amendment specifically directing its entry

- into the application OR a substitute computer readable form (CRF) copy of the "Sequence Listing".
- These two items must be the same. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
  - A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

**For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:**

- **For Rules Interpretation, call (571) 272-0951**
- **For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.**
- **Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/522,087	PCT/EP03/08014	08358.0005

**PLEASE STAMP TO ACKNOWLEDGE RECEIPT OF THE FOLLOWING:**

In Re Application of: Steffen Goletz, et al.

Application No.: 10/522,087

Filed: January 21, 2005

Group Art Unit: Not Yet Assigned

Examiner: Not Yet Assigned

Confirmation: 7596

For: METHOD FOR THE PRODUCTION OF AN IMMUNOSTIMULATING MUCIN (MUC1)

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1. Response to Notification of Defective Response (2 pages);
2. Copy of stamped postcard and receipt of Supplemental Response to Notice to File Missing Parts (1 page); and
3. Copy of Notification of Defective Response (2 pages).

Dated September 15, 2005

Docket No.: 08358-0005.00000

LAM/rv - Mail Drop Cambridge

DUE DATE: 10/05/05

DC File Copy